

IPUS

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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/826,677	04/16/2004	Robert E. Blake	108-034USANB0

CONFIRMATION NO. 9581

## FORMALITIES LETTER



\*OC000000013101833\*

Thomas J. Perkowski, Esq., P.C.  
 Soundview Plaza  
 1266 East Main Street  
 Stamford, CT 06902

Date Mailed: 06/29/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/03/2004 SZEWDIE1 00000072 10826677

FILED UNDER 37 CFR 1.53(b)

01 FC:1001 770.00 OP  
 02 FC:1051 130.00 OP  
 03 FC:1202 54.00 OP

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 770 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52, 1.121(b)(3), and 1.125, is required. The specification, claims, or abstract page(s) submitted is not acceptable and cannot be scanned or properly stored because:
  - Papers must be legibly written either by a typewriter or mechanical printer in permanent ink or its equivalent in portrait orientation on flexible, strong, smooth, non-shiny, durable, and white paper. Application papers must be presented in a form having sufficient clarity and contrast between the paper and the writing thereon to permit the direct reproduction of readily legible copies in any number by use of photographic, electrostatic, photo-offset, and microfilming processes and electronic reproduction by use of digital imaging and optical character recognition. Pages 1-96 are not in compliance with 37 CFR 1.52(a).

The applicant needs to satisfy supplemental fees problems indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Additional claim fees of **\$988** as a non-small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

**SUMMARY OF FEES DUE:**

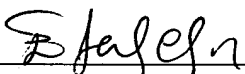
Total additional fee(s) required for this application is **\$1888** for a Large Entity

- **\$770** Statutory basic filing fee.
- **\$130** Late oath or declaration Surcharge.
- Total additional claim fee(s) for this application is **\$988**
  - **\$430** for **5** independent claims over 3.
  - **\$558** for **31** total claims over 20.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice **MUST** be returned with the reply.*

  
\_\_\_\_\_  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



**THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Applicants : Robert E. Blake et al.  
Application No. : 10/826,677  
Filing Date : April 16, 2004  
Title of Invention : BAR CODE SYMBOL READING SYSTEM EMPLOYING  
ELECTRONICALLY-CONTROLLED RASTER-TYPE LASER  
SCANNER FOR READING BAR CODE SYMBOLS DURING  
HANDS-ON AND HANDS-FREE MODES OF OPERATION  
Examiner : n/a  
Group Art Unit : 2876  
Attorney Docket No. : 108-034USANB0

Assistant Commissioner of Patents  
Office Of Initial Patent Examination  
Customer Service Center  
Washington, DC 20231

**RESPONSE TO NOTICE TO FILE MISSING PARTS  
OF NONPROVISIONAL APPLICATION**

Sir:

In response to the Notice of Missing Parts of Application/Filing Date Granted dated June 29, 2004, Applicants submit herewith the following documents for filing in the above-referenced application:

- Secondary Amendment;
- Substitute Specification, Claims to Invention and Abstract of Disclosure;
- Declaration Under 1.125;
- Part 2 of the Notice of Missing Parts of Application/Filing Date Granted; and
- Return Receipt Postcard.

Enclosed is Thomas J Perkowski, Esq. PC Check No. 4402 in the amount of \$1064.00, in payment of the requisite filing and extension of time fees. The Commissioner is also hereby authorized to charge any fee deficiencies or overpayments to Deposit Account No. 16-1340.

The fee of \$1064.00 is presently due in the Application as determined by the following:

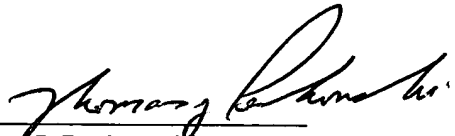
Basic Filing and Late Filing Fee (37 C.F.R. 1.16(a))						\$900.00
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA	Rate	Additional Fee
Total (37 C.F.R. 1.16(c))	23	minus	0	3	X 18.00	\$54.00
Independent (37 C.F.R. 1.16(b))	3	minus	0	0	x 86.00	00.00
					Extension of Time fee:	110.00
					TOTAL FEES DUE	\$1064.00

Please address all correspondence to the undersigned attorney at the following address:

Thomas J. Perkowski, Esq., P.C.  
Soundview Plaza  
1266 East Main Street  
Stamford, Connecticut 06902

Respectfully submitted,

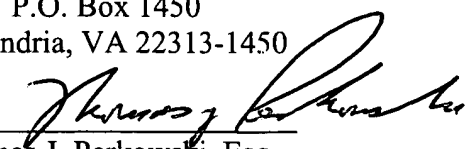
Dated: August 31, 2004

  
Thomas J. Perkowski, Esq.  
Reg. No. 33,134  
Attorney for Applicants  
Thomas J. Perkowski, Esq., P.C.  
Soundview Plaza  
1266 East Main Street  
Stamford, Connecticut 06902  
203-357-1950  
<http://www.tjpatlaw.com>

CERTIFICATE OF FIRST CLASS MAIL  
UNDER 37 CFR 1.8

I hereby certify that this correspondence  
is being deposited with the United States Postal Service  
on August 31, 2004 as postage prepaid  
First Class US Mail addressed to:

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

  
Thomas J. Perkowski, Esq.  
Dated: August 31, 2004